

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

Marc Opperman, *et al.*,  
for themselves all others  
similarly situated,  
*Plaintiffs*,

vs.

Path, Inc., *et al.*,  
*Defendants*.

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Case No. 1:12-00219-SS

**PLAINTIFFS' UNOPPOSED MOTION  
TO EXTEND PLAINTIFFS' RESPONSE DEADLINE TO  
DEFENDANTS' MOTIONS TO DISMISS AND FOR SEVERANCE [CORRECTED]**

On October 12, 2012 and/or October 15, 2012, Defendants filed numerous motions to dismiss and for severance. [Dkt # 122, 124, 135, 136, 141, 142, 145, and 147].

Plaintiffs' responses to these motions, which were deemed filed on October 15, 2012, are currently due on October 29, 2012. In view of the length and breadth of Defendants' motions and the Court's recent Order scheduling a hearing on November 19, 2012, [Dkt # 180], Plaintiffs respectfully request the Court extend their response deadline on those motions until November 8, 2012. That deadline is less than thirty days from the date Defendants filed their motions and leaves more than seven days for Defendants to submit any replies in advance of the Court's scheduled hearing.

Defendants' counsel have all been contacted and none are opposed to Plaintiffs' request in this corrected motion.

Respectfully submitted,

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A handwritten signature in black ink, appearing to read "Jeff Edwards", with a long, sweeping horizontal line extending to the right.

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**CERTIFICATE OF SERVICE**

On the 19<sup>th</sup> day of October, 2012, a copy of the foregoing motion was electronically filed on the CM/ECF system, which will automatically serve a Notice of Electronic Filing on the following:

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By:                     /s/                      
Carl F. Schwenker

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Case No. 1:12-00219-SS

**ORDER**

The Court hereby GRANTS Plaintiffs' Unopposed Motion to Extend Plaintiffs' Response Deadline to Defendants' Motions to Dismiss and for Severance [Corrected]. Plaintiffs shall respond to Defendants' motions to dismiss and for severance filed on October 12, 2012 and/or October 15, 2012 [Dkt. # 122, 124, 135, 136, 141, 142, 145, and 147] on or before November 8, 2012.

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

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THE HONORABLE SAM SPARKS  
UNITED STATES DISTRICT JUDGE